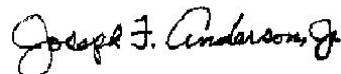


IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
COLUMBIA DIVISION

Rose Gardner,) C/A No.: 3:10-2181-JFA
)
Plaintiff,)
)
vs.) ORDER
)
Foremost Insurance Co.,)
)
Defendant.)
)

The current scheduling order for this case set a deadline of December 1, 2010 for parties to file motions to amend their pleadings. (ECF No. 20). On December 1, 2010, the plaintiff filed an amended complaint, not a motion to amend the complaint, adding Shean S. McKenna as a defendant. (ECF No. 30). The deadline for the plaintiff to amend her complaint as a matter of course under Rule 15 has passed. Fed. R. Civ. P. 15(a)(1). Therefore, the plaintiff was required to file a motion with the Court requesting leave to file an amended complaint. Because a motion was not filed, the amended complaint filed on December 1, 2010 is a nullity. The plaintiff may file a motion with the Court to amend her complaint and serve the motion on the defendant.

IT IS SO ORDERED.



Joseph F. Anderson, Jr.
United States District Judge

December 8, 2010
Columbia, South Carolina